

Panaji, 7th February, 1986 (Magha 18, 1907)

SERIES II No. 45

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA, DAMAN AND DIU

### GOVERNMENT OF GOA, DAMAN AND DIU

#### Department of Personnel and Administrative Reforms

##### Corrigendum

No. 3/45/82-PER (Vol. IV)

Para 1 of the Govt. Order No. 3/45/82-PER (Vol. III) (Part) dated 30-12-1985 should be corrected as follows:—

Shri R. K. Bhatia, IAS, Secretary (U. D.), Secretariat is sanctioned earned leave for 12 days with effect from 30-12-1985 to 10-1-1986, subject to title.

By order and in the name of the Administrator of Goa, Daman and Diu.

N. P. Gaunekar, Under Secretary (Personnel).

Panaji, 30th January, 1986.

#### Home Department

##### Foreigners and Citizenship Division

##### Order

No. 2/14/83/HD(P)

In exercise of the powers conferred by clause (2) of paragraph 2 of the Foreigners Order, 1948 read with the Government of India, Ministry of Home Affairs, Notification No. 4/3/62(I)F.I. dated the 22nd March, 1963 and in supersession of the Government order No. 50-5-1897/63 dated the 9th September, 1963 and Notification No. 5-4-83/79-HD(P) dated the 16th April, 1982, the Lieutenant Governor of Goa, Daman and Diu hereby appoints the Officers specified in column 2 of the Schedule hereto as the Civil Authorities for the purposes of the said Order for the areas specified against them in the corresponding entries in column 3 of the said Schedule.

Provided that the said officers shall not exercise the power under paragraph 10 of the said Order.

##### SCHEDULE

Sl. No.	Designation of Officer	Area of jurisdiction
1	2	3
1.	Inspector General of Police.	Whole of the Union territory of Goa, Daman and Diu.
2.	Superintendent of Police (CID).	— do —
3.	Deputy Superintendent of Police (CID), Foreigners Branch.	— do —
4.	Deputy Superintendent of Police, Daman.	Daman District.

1	2	3
5.	Police Inspector, Diu.	Diu District.
6.	Police Inspector in Charge of immigration at Marmagao Sea Port.	Marmagao Sea Port.
7.	Police Inspector in Charge of immigration at Dabolim Airport.	Dabolim Airport.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

K. B. Verekar, Under Secretary (Passports).

Panaji, 9th January, 1986.

#### Education Department

##### Order

No. 14/15/79-Edn/Vol.II

On the recommendation of Departmental Promotion Committee, the Administrator is pleased to promote Shri R. V. Bhat, Dy. Education Officer/Dy. Inspector of Schools to the post of Assistant Director of Education/Inspector of Schools in the scale of Rs. 1200-1600 on officiating basis with effect from 1-1-1986.

He shall be on probation for a period of two years.

By order and in the name of the Administrator of Goa, Daman and Diu.

D. N. Accaowade, Under Secretary (Education).

Panaji, 29th January, 1986.

#### Forest and Agriculture Department

##### Corrigendum

No. 1/15(19)/85-F&amp;A

In exercise of the powers conferred by section 21 of the Goa, Daman and Diu Village Panchayat Regulation, 1962 (Regulation 9 of 1962) read with section 21 of the General Clauses Act, 1897 (Central Act 10 of 1897) the Lieutenant Governor of Goa, Daman and Diu hereby amends the order No. 1/15(19)/85-F&A dated 18th December, 1985 published in the Official Gazette Series II, No. 38 dated 20th December, 1985 (hereinafter called the 'said order'), as follows namely:—

In the said order, at the end, the following shall be added:—  
'or till elections are held, whichever is earlier.'

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

A. P. Panvelkar, Under Secretary (Forest & Agri.).

Panaji, 23rd January, 1986.

## Office of the Registrar of Co-operative Societies

Order

No. 48/1/81/TS

- Read: 1. This office order of even number dated 7-7-84 appointing Shri Ashok S. Mashelkar Advocate, Panaji to perform the duties of the Registrar's Nominee in the jurisdiction of the Asstt. Registrar of Coop. Societies, Central Zone, Panaji for a period of one year.
2. Letter dated 24-6-85 from Shri Ashok S. Mashelkar Advocate and Registrar's Nominee Panaji requesting for extension in term of appointment as Registrar's Nominee.
3. Letter No. 44/126/84/ABN/ARCZ dated 9-7-85 from Asstt. Registrar of Coop. Societies, Central Zone, Panaji recommending for extension of Advocate Mashelkar.

Order

By virtue of the powers delegated to me vide Govt. Notification No. CDE/Coop/1198-68-71 dated 20-5-71 under Sub-Section (1) of Section 93 of the Maharashtra Coop. Societies Act, 1960 as applied to the Union Territory of Goa, Daman and Diu read with Sub-Rule (1) of Rule 73 of the Coop. Societies Rules 1962, I, L. T. De Menezes, Dy. Registrar of Coop. Societies, Goa, Daman and Diu, Panaji am pleased to extend the term of appointment of Shri Ashok S. Mashelkar, Advocate Panaji as Registrar's Nominee for deciding dispute arising in respect of the Goa Urban Coop. Bank Ltd., Panaji under the jurisdiction of Asstt. Registrar of Coop. Societies, Central Zone, Panaji for a further period of one year w.e.f. 8-7-85 to 7-7-86. He shall have his sitting at his office situated at Panaji.

Sd/-

L. T. De Menezes, Dy. Registrar of Coop. Societies.

Panaji, 19th November, 1985.

No. 19/6/84/TS

- Read: 1. This office Order No. 19/6/84/TS dated 22-1-83 issued under Sub-Section (1) of Section 78 of the Maharashtra Coop. Societies Act, 1960 as applied to the Union Territory of Goa, Daman and Diu, removing the Managing Committee of the Sambhaji Labour Contract Cooperative Society Ltd., Vasco-da-Gama and appointing a Committee of Administrators consisting of Shri Gajanan Patil, Shri B. B. Bhonsale and K. K. Mathur in its place to manage the affairs of the said society.
2. This office addendum of even number dated 5-3-1983.
3. This office Order of even number dated 10-2-84 granting extension of a period in the term of the Committee of Administrators of the Sambhaji Labour Coop. Society Ltd., Vasco-da-Gama.
4. This office Order of even number dated 14-6-85 for extension of term upto 31-7-85.
5. This office order of even No. dated 24-9-1985 extending the period upto 31-12-1985.

Order

In partial modification to this office order cited above and in terms of the provisions of Sub-Section (1) of Section 78 of the Maharashtra Coop. Societies Act, 1960 as applied to the Union Territory of Goa, Daman and Diu, I, R. I. Jai Prakash, Registrar of Coop. Societies, Goa, Daman and Diu hereby extend further period of the Committee of Administrators of the Sambhaji Labour Contract Coop. Society Ltd., Vasco-da-Gama with effect from 1-1-86 to 31-12-86.

Sd/-

R. I. Jai Prakash, Registrar of Coop. Societies.

Panaji, 1st January, 1986.

Notification

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Coop. Societies Act, 1960 as applied to the Union Territory of Goa, Daman and Diu, Shree Housing Coop. Society Ltd., Alto Porvorim, Bardez - Goa is registered under code symbol No. HSG(a)-174/Goa.

L. T. De Menezes, Dy. Registrar of Coop. Societies.

Panaji, 20th December, 1985.

Certificate of Registration

Shree Housing Coop. Society Ltd., Alto-Porvorim has been registered on 20-12-1985 and it is classified as Housing Society under Sub-Classification 5(a) "Tenant Ownership Housing Society" in terms of Rule 9 of the Coop. Society Rules 1962 for the Union Territory of Goa, Daman and Diu.

L. T. De Menezes, Dy. Registrar of Coop. Societies.

Panaji, 20th December, 1985.

## Office of the Asstt. Registrar of Coop. Societies

No. 7-59-85/ARSZ/Cons/Lqd/976

- Read: (1) Audit Report of Vimleshwar Consumers Coop. Society Ltd., Rivona for the year 1983-84.
- (2) The Office interim order No. 9-14-85/ARSZ/Cons/87 dated 8-11-1985.

Order

In virtue of the powers vested in me under Section 102(1) of the Maharashtra Cooperative Societies Act, 1960 as applied to the Union Territory of Goa, Daman and Diu read with Rule 84 of the Cooperative Societies Rules 1962 as the above mentioned society was called upon to submit its explanation/say as to why the society be not taken into liquidation within one month from the date of issue of the above mentioned order. As no reply in this regard has been received from the society so far. I am satisfy that there is no objection to the society being taken into liquidation. Hence I, M. A. Desai, Asstt. Registrar of Coop. Societies, South Zone, Margao-Goa confirm the aforesaid order in terms of Section 102(2) of the Maharashtra Coop. Societies Act, 1960 as applied to the Union Territory of Goa, Daman and Diu.

Further, under Section 103(1) of the Maharashtra Coop. Societies Act, 1960 as applied to the Union Territory of Goa, Daman and Diu read with Rule 86 of the Cooperative Societies Rules, 1962, I appoint Shri A. N. Naik, Sr. Inspector Coop. Societies, South Zone, Margao-Goa as a liquidator of Vimleshwar Consumers Cooperative Society Ltd., Rivona-Sanguem-Goa.

M. A. Desai, Asstt. Registrar of Coop. Societies, South Zone.  
Margao, 27th December, 1985.

No. 7-48-80/ARSZ-LQD-MMTC/928

- Read: 1. This office order No. 7-48-80/ARSZ-LQD-2441 dated 6-8-1983 appointing Shri P. S. Malhotra, Manager of Goa State Coop. Bank Ltd., Panaji, as a liquidator of Marmagoa Motor Transport Coop. Society Ltd., Vasco.
2. Letter No. ADM/LQD/9754 dated 8-4-1985 from Dy. Manager of Goa State Coop. Bank Ltd., Panaji.

Order

In partial modification of this office order cited above Shri G. V. Shetye, Agent of Goa State Coop. Bank Ltd., Vasco-da-Gama, is hereby appointed as a liquidator of Marmagoa Motor Transport Coop. Society Ltd., Vasco, in place of Shri P. S. Malhotra, with effect from the date of his taking over the charge.

M. A. Desai, Asstt. Registrar of Coop. Societies, South Zone.  
Margao, 26th December, 1985.

Notification

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Cooperative Societies Act, 1960 as applied to the Union Territory of Goa, Daman and Diu.

The Govt. Secondary & Higher Secondary Teachers' Co-operative Credit Society Ltd., Pernem and Bardez - Goa is registered under Code Symbol No. RES-(a)-17/NZ/Goa.

A. Y. Gore, Asstt. Registrar of Coop. Societies, North Zone.  
Mapusa, 16th December, 1985.

Certificate of Registration

The Govt. Secondary & Higher Secondary Teachers' Co-operative Credit Society Ltd., Pernem and Bardez - Goa has been registered on 16th December, 1985, and it bears registration Code Symbol No. RES-(a)-17/NZ/Goa and it is classified as a 'Resource Society' under Sub-Classification No. 8(a), Credit Resource Society in terms of Rule No. 9 of the Cooperative Societies Rules, 1962 for the Union Territory of Goa, Daman and Diu.

A. Y. Gore, Asstt. Registrar of Coop. Societies, North Zone.  
Mapusa, 16th December, 1985.

Public Works and Urban Development Department

Order

No. 7/10-4/85-PW&UD

Government is pleased to appoint Shri P. V. Kaundinya, Asstt. Surveyor of Works, Circle V, P.W.D. Panaji to the post of Technical Examiner in the Technical Cell of the Directorate of Vigilance, Panaji-Goa with immediate effect.

The posting of Shri Kaundinya will be on normal terms of deputation as approved from time to time and initially for a period of one year.

The Chief Engineer (P.W.D.) is requested to relieve Shri Kaundinya to take up his new posting.

By order and in the name of the Administrator of Goa,  
Daman and Diu.

A. V. Pimenta, Under Secretary (PW&UD).  
Panaji, 25th October, 1985.

Order

No. 7/10-4/85-PW&UD

Government is pleased to appoint Shri K. G. Rao, Executive Engineer, Works Div. IX, P.W.D., Margao to the post of Sr. Technical Examiner in the Technical Cell of the Directorate of Vigilance, Panaji-Goa with immediate effect.

The posting of Shri Rao will be on normal terms of deputation as approved from time to time and initially for a period of one year.

The Chief Engineer (P.W.D.) is requested to relieve Shri Rao to take up his new posting.

By order and in the name of the Administrator of Goa,  
Daman and Diu.

A. V. Pimenta, Under Secretary (PW&UD).  
Panaji, 25th October, 1985.

Notification

No. LSG-MUN-3182-68-C-PW&UD

- Read: 1. Government Order No. 3/17/74-PER (Vol. IV) dated 20th November, 1985.  
2. Government Order No. 3/45/82-PER (Vol. III) (Part) dated 30-12-1985.  
3. Government Order No. 3/13/85-PER dated 20-1-1986.

In exercise of the powers conferred by sub-section (1) of section 71 of the Goa, Daman and Diu Municipalities Act, 1968 (7 of 1969), the Government of Goa, Daman and Diu

hereby appoints Shri Denghuma, Secretary to the Government as Director of Municipal Administration with immediate effect until further orders.

By order and in the name of the Administrator of Goa,  
Daman and Diu.

A. V. Pimenta, Under Secretary (PW&UD).  
Panaji, 23rd January, 1986.

Revenue Department

Notification

No. 22/98/81-RD

Whereas by Government Notification No. 22/98/81-RD dated 28-2-1983 published on page 666 of Series II, No. 49, of the Extraordinary Official Gazette dated 5-3-1983 it was notified under Section 6 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the land specified in the schedule appended to the said notification (hereinafter referred to as the "said land") was needed for public purpose viz. for Housing Government Primary School at Chincholem in Tiswadi.

And whereas in the opinion of the appropriate Government (hereinafter referred to as the "Government") the said land is not required for the aforesaid purpose.

Now, therefore, the Government is pleased to declare under sub-section (1) of Section 48 of the said Act, that it has withdrawn from acquisition of the said land for the aforesaid public purpose and that the aforesaid Government notification shall be deemed to be cancelled so far as it relates to the said land. The persons interested in the said land, may lodge to the Deputy Collector Goa North Division Panaji within a period of thirty days from the date of this notification claims under sub-section (2) of Section 48 of the said Act, for the damages suffered by them in consequence of the notice or of any proceedings thereunder and for costs reasonably incurred by them in persecution of the proceedings under the said Act relating to the said land.

A plan of the land, shall be available for inspection in the Office of the Deputy Collector, Goa North Division Panaji for a period of thirty days from the date of this Notification.

By order and in the name of the Lt. Governor of Goa,  
Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).  
Panaji, 24th January, 1986.

Notification

No. 22/266/84-RD

Whereas by Government Notification No. 22/266/84-RD dated 17-1-85 published on page 325-326 of Series II, No. 47 of the Official Gazette, dated 21-2-85 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Land Acquisition for construction of Municipal Staff Quarters at Dattawadi, Mapusa, Goa.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A of the said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Additional Deputy Collector, 2-North, Collectorate Panaji to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Additional Deputy Collector 2-North, Collectorate, Panaji till the award is made under Section 11.

**SCHEDULE**  
(Description of the said land)

Taluka	Village/Ward	P. T. Sheet No.	Chalta No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Bardez	Mapusa	96	3 part	Comunidade of Mapusa.	1990.00
Total .....					1990.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 24th January, 1986.

Notification

No. 22/201/85-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for construction of Fatrade Beach Road in V. P. Orlim, Salcete Taluka (addl. area).

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Deputy Collector (1-South) Margao to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section 4 of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Deputy Collector (1-South) Margao.
3. The Executive Engineer, Works Division VI (R & B) P.W.D. Fatorda Margao.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Deputy Collector (1-South) Margao for a period of 30 days from the date of publication of this Notification in the Official Gazette.

**SCHEDULE**

(Description of the said land)

Taluka	Village	Survey No.	Sub-Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Salcete	Varca	136	17	Comunidade of Varca. North: Comunidade of Varca. South: — do — East: Romeo Pereira. West: Antonio Furtado.	55.00
"	"	101	7	Felomina Tereza Leatao & Fugeru Fortes. North: Rosada Fernandes Pementa. South: Antonio Viegas. East: Government Land (Nalla). West: Felomina Tereza Leatao & Fugeru Fortes.	15.00
"	"	101	10	Rosada Fernandes Pementa. North: Rosada Fernandes Pementa. South: Filomina Tereza Leatao & Fugeru Fortes. East: Santana Fernandes. West: Rosalda Fernandes Pementa.	80.00
"	Orlim	52	1	Santana Fernandes. North: Cancecao Furtado & Sebastiao Furtado. South: Santana Fernandes. East: — do — West: Rosada Fernandes Pementa.	125.00
"	"	45	19	George Pereira Gomes. Clotilda Pereira Gomes. Gracinda P. Gomes. Maria Albertinha Gomes. Jose Niclan P. Gomes. North: George Perira Gomes. Clotilda Pereira Gomes. Gracinda P. Gomes. Maria Albertinha Gomes. Jose Niclan P. Gomes. South: Boundary of village Varca. East: All above five names (N:). West: — do —	50.00

1	2	3	4	5	6
Salcete	Orlim	48	5	Anita Timude. North: Anita Timuda & Antonita Viegas. South: Anita Timuda. East: — do — West: Jose Gregorio Afonso.	375.00
"	"	48	7	Jose Gregorio Afonso. North: South: Jose Gregorio Afonso. East: Anita Timuda. West: Salvador Costa.	290.00
"	"	47	59	Jose Santana Pereira. North: Salvador Costa. South: Jose Santana Pereira. East: Salvador Costa. West: — do —	345.00
"	"	47	31	Fabrica de Orlim. North: Fabrica de Orlim. South: — do — East: Salvador Costa. West: George Pereira Gomes. Clotilda Pereira Gomes. Gracinda P. Gomes. Maria Albertinha Gomes. Jose Niclan P. Gomes.	580.00
Total .....					1915.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 16th January, 1986.

#### Notification

No. 22/169/85-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for construction of road to Nuemwada in V. P. Cola, Quepem Taluka (Missing Link).

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Deputy Collector (3-South) Quepem, to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following Officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Deputy Collector (3-South) Quepem.
3. The Executive Engineer, Works Division VI (R & B) P.W.D. Fatorda Margao.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Dy. Collector (3-South) Quepem for a period of 30 days from the date of publication of this Notification in the Official Gazette.

#### SCHEDULE

(Description of the said land)

Taluka	Village/Ward	Survey No.	Sub-Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Quepem	Naquerim	88	1 part	Comunidade Naquerim.  <i>Boundaries:</i> North: S. No. 88/1. South: S. No. 88/1. East: Road. West: S. No. 348/32 Canacona.	1000.00
Total .....					1000.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 25th November, 1985.

## Notification

No. 22/152/85-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for construction of road from Betkul to Harijanwada in Pernem Taluka.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Dy. Collector (H.Q.II) Collectorate, Panaji, to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Dy. Collector (H.Q.II) Collectorate Panaji.
3. The Executive Engineer, Works Division II, P.W.D., Panaji.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Dy. Collector (H.Q.II) Collectorate, Panaji for a period of 30 days from the date of publication of this Notification in the Official Gazette.

## SCHEDULE

(Description of the said land)

Taluka	Village	Survey No.	Sub. Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Pernem	Agarwada	58	76 (part)	Shivaji Govind Dessai.	165.00
		61	(part)	Jayadev Krishna Ravuth.	
		60	27 (part)	Sreedevi Satheri Agarwada.	150.00
				Visram Gopal Dessai.	225.00
				Ragunath Gopal Desai.	
				Krishnaji Gopal Dessai.	
		60	26 (part)	Atmaram Gopal Dessai.	
				Nana Atmaram Ravuth.	35.00
		60	25 (part)	Kasiram Bhagavan Ravuth.	
		60	24 (part)	Yekanath Biva Ravuth.	30.00
		60		Balachanra Bapu Ravuth.	20.00
				Vinayak Bapu Ravuth.	
				Vishykanth Bapu Ravuth.	
		60	23 (part)	Sadasiv Sitharam Ravuth.	15.00
		60	18 (part)	Vasant Sadasiv Ravuth.	
				Ravuji Babli Ravuth.	80.00
				Mahadev Babli Ravuth.	
				Ramnath Babli Ravuth.	
		60	22 (part)	Angush Babli Ravuth.	
				Ramnath Kesav Ravuth.	150.00
				Yesvanth Gopal Ravuth.	
		60	21 (part)	Ganesh Gopal Ravuth.	
				Sivaji Govind Desai.	40.00
				Atmaram Gopal Desai.	
				Krishnaji Gopal Desai.	
				Ragunath Gopal Dessai.	
				Vishram Gopal Dessai.	
		60	13 (part)	Arjun B. Ravuth.	250.00
				Namdev B. Ravuth.	
				Vithobha K. Rahuth.	
				Jaidev K. Rahuth.	
				Sitaram B. Rahuth.	
				Ramnath K. Rahuth.	
				Yeshwant G. Rahuth.	
				Ganesh G. Rahuth.	
				Ankugh K. Rahuth.	
				Sawalram S. Rahuth.	
				Vishram S. Rahuth.	
				Samaji T. Rahuth.	
				Bapu S. Rahuth.	
				Pandit A. Rahuth.	
		60	12 (part)	Vishno S. Rahuth.	115.00
				Laxman R. Rahuth.	
				Narayan R. Rahuth.	
		60	11 (part)	H: Jaidev K. Rahuth.	135.00
				Vithoba K. Rahuth.	
		60	7 (part)	Sawalo S. Rahuth.	350.00
				Jaidev K. Rahuth.	
				Vithoba Rahuth.	
				Sripad R. Dessai.	

1	2	3	4	5	6
Pernem	Agarwada	60	8 (part)	Rajendra V. Desprabhu.	35.00
		60	10 (part)	Shivaji G. Dessai.	90.00
				Ramchandra R. Dessai.	
				Atmaram G. Dessai.	
				Madusudan S. Dessai.	
				Vishram G. Dessai.	
				Krishanji G. Dessai.	
				Ragunath G. Dessai.	
				Sripad R. Dessai.	
				Yeshwant N. Dessai.	
				Krishnaji K. Dessai.	
				Purushottam R. Dessai.	
				Tarabai and Sitabai Dessai.	
		60	9 (part)	Atmaram G. Dessai.	65.00
				Vassunath A. Dessai.	
				Govinda S. Dessai and Govts.	
		47	1 (part)	Vithoba S. Porob.	330.00
				Vassudev A. Porob.	
				Raghunath G. Porob.	
				Shivaji G. Porob.	
				Manohar G. Porob.	
				Ladu D. Porob.	
				Praksh D. Porob.	
		47	34 (part)	Anand R. Porob.	155.00
				Babali S. Porob.	
				Narayan S. Porob.	
				Yeshwant A. Porob.	
				Namdev A. Porob.	
		49	0 (part)	Narayan S. Porob.	200.00
				Babali S. Porob.	
				Yeshwant A. Porob.	
				Namadev A. Porob.	
		47	2 (part)	Same as 47/1.	50.00
		47	3 (part)	Jaidev P. Fernandes.	140.00
		45	14 (part)	Janu Laxman Baghi.	125.00
				Ladu Fatu Baghi.	
		45	11(part)	Yeshwant Sakharam Baghi.	125.00
				North: Survey No. 58/76, 61/0, 60/16, 60/17,	
				60/18, 22, 13, 12, 11, S. No. 60/7, 8, 9,	
				S. No. 47/1, 34, 2 and 3, S. No. 45/10,	
				14.	
				South: S. No. 59/76, 61/0, 60/27, 26, 25, 24, 23,	
				22, 21, 13, 20, 7, 10, 9, S. No. 47/1,	
				49/0, 47/2, 3.	
				East: S. No. 45/11, 14, S. No. 47/3, 2, 1, 34,	
				S. No. 60/7, 58/76, 60/20.	
				West: S. No. 51/61, 62, 63, 47/3, 2, 1, 60/11,	
				58/76.	
Total .....					3085.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 7th November, 1985.

#### Notification

No. 22/187/85-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for allotment of house-sites under 20 Point Programme at Cacora.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Deputy Collector (3-South) Quepem to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Dy. Collector (3-South) Quepem.
3. The Block Development Officer, Quepem.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Dy. Collector (3-South) Quepem for a period of 30 days from the date of publication of this Notification in the Official Gazette.

## SCHEDULE

(Description of the said land)

Taluka	Village/Ward	Survey No.	Sub-Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Quepem	Cacora	148	—	Comunidade of Cacora.	32,000.00
<p><i>Boundaries:</i></p> <p>North: S. No. 147/32, 33, 34, 50, 49, 39, 41, 42, 43, 44, 45, 46, 47, 48, Road.</p> <p>South: S. No. 150/1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, S. No. 149/1.</p> <p>East: Road.</p> <p>West: S. No. 322, S. No. 321, S. No. 320/12 &amp; 14.</p>					
Total .....					32,000.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 6th December, 1985.

## Notification

No. 22/19/84-RD

Whereas by Government Notification No. 22/19/84-RD dated 9-2-84 published on page 710 of Series II, No. 52 of the Official Gazette, dated 26-3-84 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. for construction of a school building for Govt. Primary School Band and Chinvar of two class rooms & 1 staff office room in Bardez.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A of the

said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Additional Deputy Collector Goa North Division, Panaji to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Additional Deputy Collector, Goa North Division, Panaji till the award is made under Section 11.

## SCHEDULE

(Description of the said land)

Taluka	Village/Ward	Survey No.	Sub. Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Bardez	Anjuna	459	1 (part)	Smt. Celisa das Quadros de Gama Pinto c/o Gauwadi Anjuna Bardez.	2300.00
<p><i>Boundaries:</i></p> <p>North: S. No. 459/1, 458/27.</p> <p>South: S. No. 461/1.</p> <p>East: S. No. 458/30, 459/2.</p> <p>West: Road.</p>					
Total .....					2300.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 15th January, 1986.

## Notification

No. 22/210/85-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for construction of toilets at Calangute.

And Whereas in the opinion of the Government the provisions of Sub-section (1) of Section 17 of the Land Acquisition Act, 1894 (hereinafter referred to as the said Act) are applicable.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

The Government is pleased to direct under sub-section (4) of Section 17 of the said Act that the provisions of Section 5A of the said Act shall not apply in respect of the said land.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of



the said land by sale, lease, mortgage, assignment, exchange or otherwise or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Deputy

Collector (1-North) Panaji to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section 4 of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Deputy Collector (1-North) Panaji.
3. The Director of Tourism, Panaji.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Deputy Collector (1-North) Panaji from the date of publication of this Notification in the Official Gazette.

#### SCHEDULE

(Description of the said land)

Taluka	Village	Survey No.	Sub. Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Bardez	Calangute	200	2 part	1. Shri Domnic Fernandes. 2. Shri Felizardo Lobo. 3. Smt. Idefonso Coutinho. 4. Shri Antonio Fernandes.	300.00
		201	18 part		
		201	19 part	1. Smt. Lourdes Reis Magos S'Souza. 2. Smt. Feliciana Maria Brigida D'Souza. 3. Smt. Maria Abelina Fernandes. 4. Shri Aleixinho D'Souza. 5. Smt. Ana Felicidade de Souza. 6. Shri Miguel Fernandes. 7. Shri Joao Fernandes.	225.00 1450.00
				<b>Boundaries:</b> North: Land already acquired by Directorate of Tourism (S. No. 200/1). South: Survey No. 200/2. East: Survey No. 200/2. West: Land already acquired by Directorate of Tourism.	
				<b>Boundaries:</b> North: Survey No. 201/18. South: Land already acquired by Directorate of Tourism (Survey No. 200/1). East: Survey No. 201/18 and 19. West: Survey No. 201/18 and 19.	
Total .....					1975.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 16th January, 1986.

#### Notification

No. 22/74/84-RD

Whereas by Government Notification No. 22/74/84-RD dated 2-4-85 published on page 85 of Series II, No. 6 of the Official Gazette, dated 9-5-85 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. L. A. for construction of Sump and Pump house for arranging water supply to the 33 KV Sub-Station and staff quarter at Saligao Bardez.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A of the

said Act, that the said specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Additional Deputy Collector, 1 North, Panaji to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said Additional Dy. Collector, 1-North, Panaji till the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Additional Dy. Collector, 1-North, Panaji till the award is made under Section 11.

**SCHEDULE**  
(Description of the said land)

Taluka	Village/Ward	Survey No.	Sub. Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Bardez	Saligao	125	3	Mrs. Milagrina Matias.	92.00
		125	2(part)	Smt Eugenio Victoria Sequeira.	60.00
				Shri Benjamin Vaz.	
Total .....					152.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 15th January, 1986.

### Industries and Labour Department

Order

No. 5/20/82-ILD

Read: Government order No. 4/6/80-ILD dated 6-4-1981.

On recommendation of the Departmental Promotion Committee, the Administrator of Goa, Daman and Diu is pleased to confirm Shri K. M. Hegde, in the post of Assistant Geologist, in the scale of Rs. 550-900 in the Directorate of Industries and Mines, Panaji, Goa with effect from 18-1-1985.

By order and in the name of the Administrator of Goa, Daman and Diu.

Subhash V. Elekar, Under Secretary (Industries and Labour).

Panaji, 28th January, 1986.

Order

No. 28/4/85-ILD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Administrator of Goa, Daman and Diu.

Subhash V. Elekar, Under Secretary (Industries and Labour).

Panaji, 13th January, 1986.

### IN THE LABOUR COURT GOA, DAMAN AND DIU, PANAJI-GOA

(Before Dr. Renato de Noronha, Hon'ble Presiding Officer)

Application No.: LCC/8/85.

Shri Narayan Subhas Raikar — Applicant  
V/s.

M/s. Saraf Mudrakala — Opponent

Applicant represented by Adv. S. G. Naik.

Panaji. Dated: 20-12-1985

#### AWARD

This is an application filed by the above applicant against the above Opponent under Section 33C(2) of the I.D.A., 1947, in short the Act, claiming from the latter the amounts as per the annexure.

2. It is stated in the application that the applicant was working as Printer for the Opponent employer and his services were terminated without complying with the provisions of law. Before the Labour Commissioner, the parties arrived

at a settlement and the employer Opponent undertook to pay the legal dues to the applicant as follows:

- a) Rs. 1,440/- as gratuity for 6 years of service;
- b) Rs. 1,248/- as retrenchment compensation;
- c) Rs. 416/- balance leave wages; and
- d) Rs. 580/- as difference as per the Minimum Wages Act, Notification.

However, the employer failed to pay the said amount, though legal notice dated 28-8-1984 was served on him. Hence, it is prayed that he be directed to pay the said amount.

3. The Opponent, in its written statement, has not denied the applicant's allegations. His only contention is that he has already paid Rs. 580/- out of the amount he had to pay and could not pay the balance due to financial difficulties, sickness and mental strain caused by his son's death. He undertakes to pay the balance amount of Rs. 3,104/- in instalments at the rate of Rs. 400/- per month.

4. The following issue was framed by the Tribunal:

"Whether the Opponent proves that out of the amount claimed by the applicant in para 3 of the application, they have paid the amounts which are mentioned in para 2 of the Written Statement?"

5. On the date fixed for evidence, only the applicant remained present but the Opponent was absent. As the issues framed cast the burden on the Opponent and as the Opponent remained absent on the date fixed for evidence, Opponent's evidence was declared closed. The matter was argued by the applicant and now is before me for passing order.

6. The Opponent has admitted the applicant's claim. His only contention being that out of that claim, he had already paid the amount of Rs. 580/-. However, the Opponent failed to discharge the burden which was put on him to prove that he has made the part payment alleged by him. In the absence of the said proof, I have to declare that the entire claim of the applicant proceeds.

7. Hence, I pass the following order:

#### ORDER

The Opponent is directed to pay to the applicant the amount of Rs. 3,684/-, with interest at the rate of 10 p.c. from the date of filing this application. The employer also to pay costs of Rs. 100/- to the applicant.

Dr. Renato de Noronha  
Presiding Officer  
Labour Court

Order.

No. 28/43/84-ILD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Administrator of Goa, Daman and Diu.

Subhash V. Elekar, Under Secretary (Industries and Labour).

Panaji, 12th December, 1985.

**IN THE INDUSTRIAL TRIBUNAL GOA, DAMAN & DIU,  
PANAJI-GOA**

(Before Dr. Renato de Noronha, Hon'ble Presiding Officer)

Reference No.: IT/50/85.

Workman

— Party I

Rep. by The President,  
Goa Trade & Commercial Workers' Union.

V/s.

M/s. Hotel Islami

— Party II

Union represented by Shri Subhas Naik, General Secretary.

Panaji, dated: 29th November, 1985

**REPORT**

The Government of Goa, Daman and Diu, by its Order No. 28/43/84-ILD dated November 4th, 1985, has referred for the adjudication by this Tribunal of an industrial dispute between the above parties. The schedule annexed to the order of reference reads as follows:

"Whether the following demands of the workmen represented through Goa Trade and Commercial Workers' Union, Panaji-Goa, raised before the management of M/s. Islami Hotel, Margao, Salcete-Goa, are justified.

**Demands**

Sl. No.	Sl. No. of Demands as per Charter of Demands	Description in brief
1	2	3
1.	DEMAND No. 1	<i>Flat Rise</i> :— It is demanded that each category shall be paid a Flat Rise of Rs. 300/- over and above the existing consolidated salary.
2.	DEMAND No. 2	<i>Fixed Dearness Allowance</i> :— It is demanded that each workman in every category be paid Rs. 100/- as Fixed Dearness Allowance every month.
3.	DEMAND No. 3	<i>Washing Allowance</i> :— It is demanded that each workman be paid Rs. 15/- towards Washing Allowance every month.
4.	DEMAND No. 7	<i>Other Leave Facilities</i> :— It is demanded that the workmen be given the following leave facilities: (i) Privilege Leave — 30 days (ii) Casual Leave — 10 days (iii) Sick Leave — 10 days (iv) Holidays — 10 days
5.	DEMAND No. 8	<i>Work on Holidays, Fridays and Weekly - Offs</i> :— These workmen who are required to work on Fridays or Holidays and Weekly-offs shall be paid 3 times the rate of Overtime and given a compensatory off on the next day.
6.	DEMAND No. 9	<i>Breakfast on Holidays and Fridays</i> :— It is demanded that the workmen be given Breakfast and food on Holidays and Fridays.
7.	DEMAND No. 10	<i>Restroom Facilities</i> :— It is demanded that the workmen should be allotted Restrooms with proper sleeping facilities.
8.	DEMAND No. 12	<i>Bonus</i> :— It is demanded that each workman should be paid bonus @ 20 p.c. per annum.
9.	DEMAND No. 13	<i>Toilet</i> :— It is demanded that the management should immediately construct a toilet."

"If not, to what relief the workmen are entitled to?"

2. On the date fixed for filing the claim statement and written statement of the parties, the rep. of the Union remained present. The employer was not served and notice sent to him was returned with the postal remarks: "No such hotel in Margao".

3. The Union rep. stated before the Court that it has come to his notice that the employer's establishment is closed and so he does not want to proceed with this reference.

4. Since the parties are not interested in proceeding with this reference, it is not possible to adjudicate upon it without the co-operation of the parties. Hence, this report to the Government with a request that the matter may be treated as disposed off with no order as to costs.

Dr. Renato De Noronha,  
Presiding Officer,  
Industrial Tribunal.

Order

No. 28/31/84-ILD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Administrator of Goa, Daman and Diu.

Subhash V. Elekar, Under Secretary (Industries and Labour).

Panaji, 21st January, 1986.

**IN THE INDUSTRIAL TRIBUNAL GOA, DAMAN AND  
DIU, PANAJI-GOA**

(Before Dr. Renato de Noronha, Hon'ble Presiding Officer)

Reference No.: IT/59/84

Smt. Sangeeta Arjun Sawant

— Workman/Party I

V/s.

M/s. Swarsangam Sangeet Vidyalaya — Employer/Party II

Workman/Party I represented by Adv. A. K. Phadte.

Employer/Party II represented by Adv. A. Nigalye.

Panaji, Dated 15-1-1986.

**AWARD**

The Government of Goa, Daman and Diu, by its Order No. 28/31/84-ILD dated 8th November, 1984, has referred for the adjudication of this Tribunal of an industrial dispute between the above parties. The schedule annexed to the Order of reference reads as follows:

"Whether the action of the employer, M/s. Swar Sangam Sangeet Vidhyalaya, Sonrapeth, Bicholim-Goa, in terminating the services of their workman Smt. Sangeeta A. Sawant, Harmonium Teacher, with effect from 1st May, 1984, is legal and justified.

If not, to what relief the workman is entitled to?"

2. Both the parties were duly served with notices to file their written statements, but, on the date fixed, only the workman filed her statement of claim and the employer remained absent without any justification. Date was fixed for ex-parte evidence of the workman, but, on the date fixed, the employer/party II moved an application for its representation by an advocate, which application was granted, after the other party gave its no objection. Evidence of the workman and of her 2 witnesses was recorded and they were cross examined by the employer's rep. The employer did not lead any evidence.

3. The workman, in her evidence before the Court, has stated that she was appointed as Harmonium teacher with a fixed pay of Rs. 400/- per month, w.e.f. 1-10-1982, her appointment being of permanent nature because, before that, she had worked for the institution during 3 years without

pay. She was removed from services from 1-5-1984, by termination letter dated 1-5-1984, wherein no reason is given by the employer for the termination of her services. The employer was not paying her salary regularly and now has to pay salary for 13 months, amounting to Rs. 5,200/-. They paid her only Rs. 1,200/- and owe Rs. 4,000/-. No previous notice of termination was given and no compensation was paid. The employer used to receive a grant of Rs. 11,000/- from the Government. She has produced a copy of the registered letter Exh W-3 sent to the employer, demanding her salary from 1-4-1983 to 31-3-1984. She has also produced her appointment letter Exh W-1.

*In her cross:* It was suggested to her that she was continuously remaining absent and because of such absence, she was removed from service, which suggestion she has denied and stated that whenever she remained absent she gave written notes in the office.

The other 3 witnesses examined by the workman have confirmed her statement on the main points.

The employer has not led any evidence to rebut the above evidence.

4. Since it is proved that the workman was engaged as Harmonium teacher w.e.f. 1-10-1982 with a monthly pay of Rs. 4000/- and terminated her services w.e.f. 1-10-1984 for no reason, after putting in more than 1 and half years of service, such termination amounts to retrenchment. The employer has not proved that the workman was given legal notice or paid notice pay and that the other requirements of Section 25F of the I.D.A., 1947, in short the Act, which are of mandatory nature and conditions precedent to a valid retrenchment were complied with. In the absence of compliance with the said conditions the termination order issued by the employer is to be deemed as invalid and inoperative.

5. Hence, I pass the following order:

#### ORDER

Termination order passed by the employer in this case is invalid and inoperative in the absence of compliance with the mandatory requirements of Section 25F of the Act.

I, therefore, order the reinstatement of the workman with continuity of services and full back wages amounting to Rs. 4,800/- from 1-4-1983 to 31-4-1984 and further salary at the rate of Rs. 400/- per month till her effective reinstatement with interest of 10 p.c. per year plus costs of Rs. 200/-.

Dr. Renato de Noronha  
Presiding Officer  
Industrial Tribunal

### Law Department

#### District and Sessions Court

Notification by the High Court of Judicature,  
Appellate Side, Bombay

No. A. 3902/G/85

The Honourable, the Chief Justice and Judges, make the following postings with immediate effect:—

Name and present posting	New posting
1. Shri S. S. Kamat, Civil Judge, Junior Division and Judicial Magistrate, First Class, <i>Diu</i> .	Civil Judge, Junior Division and Judicial Magistrate, First Class, <i>Panaji</i> , Vice: Shri N. A. Britto.
2. Shri N. A. Britto, Civil Judge, Junior Division and Judicial Magistrate, First Class, <i>Panaji</i> .	Civil Judge, Junior Division and Judicial Magistrate, First Class, <i>Diu</i> .

High Court, Appellate Side  
Bombay, 23 January, 1986.

S. V. Joshi  
I/C - Registrar